

104TH CONGRESS
1ST SESSION

S. 721

To impose a moratorium on sanctions under the Clean Air Act with respect to marginal and moderate ozone nonattainment areas, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 24, 1995

Ms. SNOWE (for herself and Mr. COHEN) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To impose a moratorium on sanctions under the Clean Air Act with respect to marginal and moderate ozone nonattainment areas, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. OZONE NONATTAINMENT AREAS.**

4 (a) IN GENERAL.—During the 1-year period begin-
5 ning on the date of enactment of this Act, the Adminis-
6 trator of the Environmental Protection Agency shall not
7 initiate or continue in effect an enforcement action against
8 a State with respect to an area that, before, on, or after
9 that date, is designated nonattainment for ozone and clas-

1 sified as a Marginal Area or Moderate Area under section
2 181 of the Clean Air Act (42 U.S.C. 7511), including such
3 an area that is located in the ozone transport region estab-
4 lished by section 184(a) of that Act (42 U.S.C. 7511c(a)).

5 (b) DEFINITION.—In this section, the term “enforce-
6 ment action” includes—

7 (1) the withholding of a grant under section
8 105 of the Clean Air Act (42 U.S.C. 7405);

9 (2) the promulgation of a Federal implementa-
10 tion plan under section 110(c) of the Clean Air Act
11 (42 U.S.C. 7410);

12 (3) the imposition of a sanction under section
13 110(m) or 179 of the Clean Air Act (42 U.S.C.
14 7410(m), 7509); and

15 (4) any other action intended to obtain compli-
16 ance (unless the action is agreed to by the State) or
17 punish noncompliance with a requirement applicable
18 to an area described in subsection (a) under the
19 Clean Air Act (42 U.S.C. 7401 et seq.).

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